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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Serial No.: 09/924,482

Filed: August 9, 2001

Group Art Unit: 2614

Examiner: ELAHEE

Atty Dkt No.: CANNON 125-113-73

Our Ref.: 20-220

IN RE PATENT APPLICATION OF:

CANNON ET AL.

TITLE: **MULTI-USER HANDS-FREE WIRELESS TELEPHONE GATEWAY**

November 28, 2007

PETITION TO WITHDRAW
ERRONEOUS HOLDING OF ABANDONMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant is in receipt of a Notice of Abandonment in the above-referenced application. The Notice of Abandonment indicates that the application is abandoned in view of "applicant's failure to timely file a proper reply to the Office letter mailed on 05 October 2004."

This Notice of Abandonment is erroneous, and must be withdrawn.

A Response to Restriction Requirement was in fact filed in this case with the USPTO on December 3, 2004 in response to the Restriction Requirement dated October 4, 2005.

Attached Exhibits A to C show that the Response to Restriction Requirement was in fact filed. In particular:

Exhibit A is a copy of the December 3, 2004 filing.

Exhibit B is an Affidavit of Lamont King together with a copy of a relevant page of our Firm's courier log book from December 3, 2004. As Mr. King

explains, the entry indicates that a filing was hand carried to the USPTO, and the check mark to the left of the entry indicates that a return receipt was received back from the USPTO indicating that the filing was successfully deposited with the USPTO.

Exhibit C is a copy of the case history report generated by the USPTO's Patent Application Information Retrieval (PAIR) database pursuant to the above-referenced case. The PAIR system shows that the filing was received by the USPTO on December 3, 2004.

Withdrawal of the erroneous holding of abandonment, and action on the filed Response to Restriction Requirement, is earnestly solicited.

Respectfully submitted,



William H. Bollman
Reg. No. 36,457

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FAX. (202) 887-0336

RECEIPT FROM PTO FOR INDICATED ITEMS

Appln. No: 09/924,482	Atty: William H. Bollman
First Inventor: CANNON	Date: December 3, 2004
	Docket No: 20-220

ENCLOSED:

☐ Response/Amendment ☐ Cover Sheet ☐ Cited/Listed

☐ Completion Request for R 53(d)/60(d)/62(d)/PCT Nat.

☐ No. of Pages Abstract

☐ No. of Pages Spec and Claims

☐ No. of Numbered Claims Only

☐ No. of Sheets of Drawings in

☐ Formal ☐ Informal ☐ Cover Letter

☐ Declaration ☐ # of pages

☐ Assignment ☐ Cover Sheet

☐ Small Entity Declaration

☐ Extension Petition

☐ No. of Priority Documents

☐ IDS including PTO-1449

☐ Cited ☐ Search Report

☐ Payment of Issue Fee

\$ Fee (Check)

OTHER: Response to Restriction Requirement

Current DUE DATE:

(Submit Single Copy Only)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 09/924,482
Filed: August 9, 2001
Group Art Unit: 2645
Examiner: ELAHEE, MD S.
Atty Docket No.: 20-220

IN RE PATENT APPLICATION OF:

CANNON ET AL.

TITLE: **MULTI-USER HANDS -FREE WIRELESS TELEPHONE GATEWAY**

November 1, 2004

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated October 5, 2004, the Applicants respectfully elect the Group II claims 8-22, with traverse.

An early and favorable action on the merits is respectfully solicited.

Respectfully submitted,
MANELLI DENISON & SELTER PLLC



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12/1/04 / 59849

TTAB

MSB

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12/1/04 95546 Patent App of Hyper Trans Ltr Transm Data Syst Ckt
 84584 Spec Claim Property Dec. ckt# 015755017000 WMS
 62295 Request for Filing of Pto Check Pto Check
 62295 Request for Filing 0157624200 JSM
 10025 Patent Application of Toebos Trans Ltr
 ckt# 0157613500 WMS

12/2/04 20591 Trans Ltr / Report / Recalculation, Power of Attorney / Spec Claims ckt# 015731
 4201501 WMS

X 20443 Response Amendment WMS
 PRU X 46254 Request for Return of Assignment / Copy of Assign. w/ ckt# 015766133000 WMS
 X 84811 Spec Claims / Drawings / Assignment / Declaration / Property Dec. Dis. State
 ckt# 015766133000 WMS
 X 84842 " " " " ckt# 015766133000 WMS
 X 84843 " " " " ckt# 015766133000 WMS
 X 95330 Reply Brief & Inter. Pto. ETS

12/3/04 59199 Combined Declaration of Use & Incontestability ckt# 015992436000 WMS
 46504 Third. Request for Status Update WMS
 420334

12/3/04 X 95440 Utility Patent Application Trans. Declaration ckt# 01599541754
 20346 Transmittal Ltr / Spec. Claim Decl. of Power of Attorney
 95578 Transmittal / Recalculation / Drawings ckt# 015774123000 WMS
 20521 Response Amendment ckt# 015774517000 WMS
 46229 Amend Transmittal WMS
 20220 Response to Restriction Requirement WMS

12/6/04 59551 Request for Status Update WMS
 X 59551 Request for Status Update WMS
 X 59551 2nd Request for Status Update WMS
 420520

Affidavit of Lamont King

My name is Lamont King. I am an administrative assistant with Manelli Denison & Selter PLLC. Part of my daily responsibilities includes sending the firm's daily patent and trademark filings to the United States Patent and Trademark Office (USPTO) via courier.

Each day I catalog each of the filings going to the USPTO in our courier log book. The next day I cross check the previous day's filings to ensure that we received each individual USPTO receipt (indicating that the USPTO received each filing) by putting a check mark to the left of the corresponding log book entry.

On Friday December 3, 2004, a Response to Restriction Requirement was filed with the USPTO via courier. On Monday December 6, 2004, I cross checked the filings from December 3, 2004, and made a check mark to the left of the entry thereby indicating that a return receipt was received back from the USPTO indicating that the filing was successfully deposited with the USPTO.

Please see the attached copy of our Firm's courier log book showing receipt of the Response to Restriction Requirement from the USPTO.

I swear under the penalty of perjury that the contents above are a true.



Lamont King

11/28/07

Date

- Patent eBusiness
- Electronic Filing
- Patent Application Information (PAIR)
- Patent Ownership
- Fees
- Supplemental Resources & Support

- Patent Information
- Patent Guidance and General Info
- Codes, Rules & Manuals
- Employee & Office Directories
- Resources & Public Notices

- Patent Searches
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- Search Patents & Applications
- Search Biological Sequences
- Copies, Products & Services

- Other
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- Trademarks
- Policy & Law Reports

Patent Application Information Retrieval

Order Certified Application As Filed

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09/924,482

Multi-user hands-free wireless telephone gateway

Select New Case

Application Data

Transaction History

Image File Wrapper

Published Documents

Address & Attorney/Agent

Transaction History

Date	Transaction Description
09-21-2007	Mail Abandonment for Failure to Respond to Office Action
09-17-2007	Abandonment for Failure to Respond to Office Action
03-21-2006	Case Docketed to Examiner in GAU
12-03-2004	Workflow incoming amendment IFW
10-05-2004	Mail Restriction Requirement
09-30-2004	Requirement for Restriction / Election
07-13-2004	IFW TSS Processing by Tech Center Complete
03-26-2004	Case Docketed to Examiner in GAU
02-26-2004	Case Docketed to Examiner in GAU
02-25-2004	Case Docketed to Examiner in GAU
01-17-2003	Case Docketed to Examiner in GAU
11-24-2001	Case Docketed to Examiner in GAU
09-26-2001	New or Additional Drawing Filed
11-06-2001	Application Dispatched from OIPE
10-30-2001	Application Is Now Complete
09-12-2001	Correspondence Address Change
08-15-2001	IFW Scan & PACR Auto Security Review
08-09-2001	Initial Exam Team nn

If you need help:

- Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBC@uspto.gov for specific questions about Patent Application Information (PAIR).
- Send general questions about USPTO programs to the [USPTO Contact Center](#).
- If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic Business Support](#) or call 1 800-786-9191.

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